

Message Text

SECRET

PAGE 01 STATE 304007
ORIGIN NODS-00

INFO OCT-01 ISO-00 /001 R

DRAFTED BY S/P:DAKORN/MP;
APPROVED BY INR:HHTSAUNDERS
S/S SGOLDSMITH

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O 212032Z DEC 77 ZFF4
FM SECSTATE WASHDC
TO AMEMBASSY AMMAN IMMEDIATE

S E C R E T STATE 304007

NODIS
FOR AMBASSADOR ONLY FROM SAUNDERS

E.O. 11652: GDS

TAGS: PFOR US IS XF

SUBJECT: BEGIN WEST BANK/GAZA PROPOSAL

1. FOLLOWING, FOR YOUR BACKGROUND ONLY, ARE ADDITIONAL DETAILS, FURTHER TO INFORMATION PROVIDED IN STATE 301497 FOR BRIEFING OF HUSSEIN, ON THE WEST BANK/GAZA PROPOSALS WHICH BEGIN BROUGHT TO WASHINGTON. THIS MATERIAL SHOULD NOT RPT NOT BE USED IN CONVERSATION WITH JORDANIANS, SINCE IT IS POSSIBLE THAT BETWEEN NOW AND HIS MEETING WITH SADAT DECEMBER 25 BEGIN WILL MODIFY SOME ELEMENTS OF HIS PROPOSAL AND IN ANY CASE IT MAY BE MORE APPROPRIATE FOR JORDANIANS TO BE BRIEFED BY EGYPTIANS OR BY ISRAELIS THEMSELVES.

2. MILITARY GOVERNMENT IN WEST BANK/GAZA WOULD BE ABOLISHED (BUT OFFICE OF MILITARY GOVERNOR WOULD REMAIN). AN ADMINISTRATIVE COUNCIL WOULD BE ELECTED BY RESIDENTS

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PAGE 02 STATE 304007

OF WEST BANK AND GAZA (ALL RESIDENTS, 18 YEARS OLD OR ABOVE, ENTITLED TO PARTICIPATE) BY SECRET BALLOT. ADMINISTRATIVE COUNCIL WOULD OPERATE DEPARTMENTS DEALING WITH INTERNAL AFFAIRS SUCH AS HEALTH, FINANCE, TRANSPORTATION, ETC; COUNCIL WOULD ELECT ITS OWN CHAIRMAN. ALTHOUGH LOCAL POLICE WOULD CONTINUE TO FUNCTION AND WOULD BE BROUGHT UNDER ADMINISTRATIVE COUNCIL DEPARTMENT OF JUSTICE,

SECURITY IN WEST BANK AND GAZA WOULD BE RESPONSIBILITY OF ISRAELI AUTHORITIES. PROPOSAL PROVIDES FOR RIGHT OF FREE SETTLEMENT, MOVEMENT AND COMMERCE BY RESIDENTS OF ISRAEL IN WEST BANK/GAZA AND OF WEST BANK/GAZA IN ISRAEL. FINALLY, THE PROPOSAL STATES THAT THESE PROVISIONS MAY BE SUBJECT TO REVIEW AFTER FIVE-YEAR PERIOD. AFTER DISCUSSION OF THE POTENTIAL IMPORTANCE OF THIS FIVE-YEAR REVIEW, BEGIN AGREED THAT THE PROPOSAL SHOULD STATE THAT THERE WILL --RATHER THAN MAY--BE SUCH A REVIEW.

3. PAPER BROUGHT BY BEGIN DOES NOT ELABORATE OR ATTEMPT TO ANSWER QUESTIONS ON THE PROPOSAL. FROM COMMENTS MADE BY BEGIN AND BY ISRAELI ATTORNEY GENERAL BARAK WHO ACCOMPANIED HIM IT IS CLEAR THAT THIS IS A PROPOSAL FOR LOCAL AUTONOMY IN AN ADMINISTRATIVE SENSE, RESERVING SECURITY FUNCTIONS TO ISRAEL. BARAK SAID THE PROPOSAL IS SUI GENERIS; HE KNOWS OF NO PARALLELS OR PRECEDENTS IN INTERNATIONAL LAW. BARAK EXPLAINED THAT PROPOSAL WAS DESIGNED TO AVOID THE ISSUE OF SOVEREIGNTY FOR THE PRESENT; THERE WOULD BE NO ACT OF THE KNESSET AS A SOURCE OF DELEGATION AND THE ISRAELIS WOULD NOT ACCEPT AN ACT OF DELEGATION BY THE JORDANIAN GOVERNMENT. ISRAELI MILITARY GOVERNOR WOULD RETAIN ULTIMATE AUTHORITY AND PRESUMABLY WOULD HAVE THE POWER TO REVOKE DELEGATION TO THE COUNCIL OR TO ANNUL ITS ACTS, ALTHOUGH BEGIN SAID THEY DID NOT INTEND TO USE IT.

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PAGE 03 STATE 304007

ACCORDING TO INITIAL PRESENTATION, AUTHORITY OF THE COUNCIL WOULD THUS DERIVE FROM THE MILITARY GOVERNOR'S ACT IN ABOLISHING THE MILITARY GOVERNMENT AND AUTHORIZING THE ELECTION OF THE COUNCIL, THOUGH BARAK SAID OTHERS COULD INTERPRET IT AS DERIVING FROM THE GENEVA CONVENTION. IN SUBSEQUENT CONVERSATION, BEGIN AGREED IT WOULD BE PREFERABLE TO HAVE THE AUTHORITY DERIVE FROM A PEACE TREATY OR AGREEMENT WITH JORDAN. ISRAELI SECURITY FORCES WOULD REMAIN IN WEST BANK/GAZA AND COULD INTERVENE WHEN IN THEIR JUDGMENT ISRAELI SECURITY IS AT ISSUE. THE PLAN DELIBERATELY AVOIDS MENTION OF A JORDANIAN ROLE, THOUGH BARAK SAID ISRAELIS HAVE NOT RULED OUT NEGOTIATIONS WITH JORDAN. IT ALSO MAKES NO MENTION OF POSSIBLE INTERNATIONAL PRESENCE.

4. DURING THE MEETING WITH BEGIN, THE PRESIDENT AND SECRETARY ASKED A NUMBER OF QUESTIONS ABOUT THE PROPOSAL. THEY ASKED HOW THIS PLAN, AS AN INTERIM PHASE, COULD BE PRESENTED AS A STEP IN PROCESS TOWARD A FINAL SETTLEMENT; AND WHETHER ISRAELI STATEMENT ON REVIEW AFTER FIVE YEARS COULD BE EXPANDED TO HOLD OUT PROSPECT FOR NEGOTIATIONS ON A FINAL PEACE TREATY DEALING WITH BORDERS, SOVEREIGNTY, AND SELF DETERMINATION. ARE PROPOSALS TO BE IMPLEMENTED

UNILATERALLY OR COULD THEY BE BASIS FOR NEGOTIATION WITH
JORDAN AND EGYPT? ROLE OF AN INTERNATIONAL PRESENCE TO

SHARE SECURITY FUNCTION WITH ISRAEL, STATUS OF JERUSALEM,
POLITICAL STATUS OF PALESTINIANS NON-RESIDENT IN WEST BANK/
GAZA, RELATION OF BEGIN PROPOSALS TO SADAT'S REQUIREMENT
FOR DECLARATION OF PRINCIPLE, AND AUTHORITY OF MILITARY
GOVERNOR VIS-A-VIS ADMINISTRATIVE COUNCIL ALSO RAISED.
ALTHOUGH HE HAD DRAFTED PAPER, BARAK MADE CLEAR IN SEPARATE
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O 220620Z DEC 77 ZFF4

FM SECSTATE WASHDC

TO WHITE HOUSE IMMEDIATE

S E C R E T STATE 304007

NODIS

FOR BRZEZINSKI ONLY

FOLLOWING REPEAT STATE 304007 SENT ACTION AMMAN DEC 21.

QUOTE S E C R E T STATE 304007

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FOR AMBASSADOR ONLY FROM SAUNDERS

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TAGS: PFOR US IS XF

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VANCE UNQUOTE VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: POLITICAL SETTLEMENT, GAZA, WEST BANK, NEGOTIATIONS, MILITARY GOVERNMENT, CAT-B
Control Number: n/a
Copy: SINGLE
Sent Date: 21-Dec-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE304007
Document Source: CORE
Document Unique ID: 00
Drafter: DAKORN/MP;
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: P840084-1905
Format: TEL
From: STATE
Handling Restrictions: n/a
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Legacy Key: link1977/newtext/t19771230/aaaaazct.tel
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Litigation Code IDs:
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Litigation History:
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Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: NODIS
Page Count: 6
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Previous Handling Restrictions: NODIS
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Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
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Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 156365
Secure: OPEN
Status: NATIVE
Subject: BEGIN WEST BANK/GAZA PROPOSAL
TAGS: PFOR, PBOR, PDEV, US, IS, XF
To: AMMAN
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/561d16ff-c188-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
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22 May 2009
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